

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

HAYDEN

Application No.: 10/708,867

Filed: March 29, 2004

Atty. Docket No.: 47315.0038

Title: "DISTRIBUTED NETWORK
STORAGE SYSTEM WITH
VIRTUALIZATION"Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450


Art Unit: 2171

Examiner: not yet assigned

Confirmation No.: 2866

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MAR 15 2005

CERTIFICATE OF FACSIMILE TRANSMISSION	
I HEREBY CERTIFY THAT THIS PAPER IS BEING TRANSMITTED VIA FACSIMILE TO THE U.S. PATENT AND TRADEMARK OFFICE ON THE DATE SHOWN BELOW.	
Signature:	
Print Name:	Sherry Soarce
Date:	March 15, 2005

fee
only

FIRST PRELIMINARY AMENDMENT

Dear Sir:

Prior to the initial review of the above-identified patent application by the Examiner, please enter the following Preliminary Amendment. Please amend the above-identified patent application as follows:

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 6 of this paper.

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U.S. Patent Application No. 10/708,867
Preliminary Amendment dated March 15, 2005

REMARKS


Claims 1-17 are currently pending in the application. Claims 1-17 have been canceled.

Claims 18-38 have been added.

Claim related fees in the amount of \$25.00 for one dependent claim in excess of twenty are believed to be due with this response. Please debit Deposit Account 08-2623 for the amount of \$25.00. In addition, please charge any deficiency in payment or credit any overpayment to Deposit Account 08-2623.

Respectfully submitted,

HOLLAND & HART LLP

By: 
Kenneth C. Winterton, Esq.
Registration No. 48,040
P.O. Box 8749
Denver, Colorado 80201-8749
(303) 473-2700, x2717

Date: March 15, 2005
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PATENT APPLICATION FEE DETERMINATION RECORD
Substitute for Form PTO-875

Application or Docket Number

10/708867**CLAIMS AS FILED – PART I**

(Column 1)

(Column 2)

SMALL ENTITY

OR

OTHER THAN
SMALL ENTITY

FOR	NUMBER FILED	NUMBER EXTRA
BASIC FEE (37 CFR 1.16(a))		
TOTAL CLAIMS (37 CFR 1.16(c))	<u>17</u> minus 20 =	/
INDEPENDENT CLAIMS (37 CFR 1.16(b))	<u>1</u> minus 3 =	/
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))		

RATE	FEE
	\$
X \$	/
X \$	/
+ \$	/
TOTAL	

RATE	FEE
	\$ <u>770⁰⁰</u>
X \$	
X \$	
+ \$	
TOTAL <u>770⁰⁰</u>	

* If the difference in column 1 is less than zero, enter "0" in column 2.

CLAIMS AS AMENDED – PART II

(Column 1)

(Column 2)

(Column 3)

SMALL ENTITY

OR

OTHER THAN
SMALL ENTITY

AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
<u>3-15-05</u>			
Total (37 CFR 1.16(c))	<u>21</u> Minus <u>20</u>	= <u>1</u>	
Independent (37 CFR 1.16(b))	<u>1</u> Minus <u>3</u>	=	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))			

RATE	ADDITIONAL FEE
X \$ <u>25</u>	
X \$ <u>100</u>	
+ \$	
TOTAL ADD'L FEE	

RATE	ADDITIONAL FEE
X \$ <u>50</u>	<u>50⁰⁰</u>
X \$ <u>200</u>	
+ \$	
TOTAL ADD'L FEE <u>50⁰⁰</u>	

AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total (37 CFR 1.16(c))			
Independent (37 CFR 1.16(b))			
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))			

RATE	ADDITIONAL FEE
X \$	
X \$	
+ \$	
TOTAL ADD'L FEE	

RATE	ADDITIONAL FEE
X \$	
X \$	
+ \$	
TOTAL ADD'L FEE	

AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total (37 CFR 1.16(c))			
Independent (37 CFR 1.16(b))			
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))			

RATE	ADDITIONAL FEE
X \$	
X \$	
+ \$	
TOTAL ADD'L FEE	

RATE	ADDITIONAL FEE
X \$	
X \$	
+ \$	
TOTAL ADD'L FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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